

FILED
Clerk
District Court

NOV 18 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

ROBERT D. BRADSHAW,

Plaintiff

v.

COMMONWEALTH OF THE
NORTHERN MARIANA ISLANDS,
et al.,

Defendants

Civil Action No. 05-0027

ORDER DENYING MOTION
TO ENTER DEFAULT
AGAINST DEFENDANT BISOM

THIS MATTER came before the court on motion of plaintiff to enter default against defendant Robert A. Bisom. In the interests of conserving the resources of the court and the parties, the court will decide the motion without the necessity of a hearing.

THE COURT, having considered plaintiff's motion and the affidavits filed in support and opposition thereto, denies plaintiff's motion to enter default against

1 defendant Robert A. Bisom. Plaintiff's motion is predicated upon service on Bisom
2 by service on his attorney, Jay H. Soresen. Attorney Sorensen has declared under
3 penalty of perjury and as an officer of the court that he is not Mr. Bisom's attorney in
4 the instant matter and has never been authorized by Mr. Bisom to accept service in
5 this matter. Further, the court notes that there exists the potential for a conflict of
6 interest in any such representation as both Bisom and Sorensen are named
7 defendants. Accordingly, the motion to enter default against Bisom is denied. The
8 court having denied the motion, it need not consider plaintiff's motion for an award
9 of allowable costs under 28 U.S.C. § 1920.
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13 IT IS SO ORDERED.

14 DATED this 18th day of November, 2005.
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19 ALEX R. MUNSON
20 Judge
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